

\$30,000 LIBEL SUIT IS FILED

RECEIVER FRANK WILDES FILES SUIT AGAINST BONANZA

METROPOLITAN SCENE PRESENTED AT MINER'S EXCHANGE HALL LAST NIGHT AT THE ELKS ANNUAL BALL

(By Mrs. J. C. Martin.)

The flag of good fellowship was unfurled last night by the B. P. O. E's, at the sixth annual dance and floated a rousing welcome to each and all. Elks from north, south, east and west joined in the jubilation. With acclaim a throng of happy bright people danced to the lure of airen music till a dewless desert morn bade them hie to the hay.

No hall or building in Tonopah could accommodate the crowds although no invitations were issued and the affair was limited to the membership of the antlered herd. Elks hall, spacious as it is, was inadequate to the entertainment of the hosts that trooped to the scene, and in anticipation of this limitation the committee on entertainment wisely decided to divide the annual festival into two sections so that all could be provided with good cheer and not be pressed for floor space when it came to the matter of dancing. Miners Exchange hall was impressed into service as an annex to the club rooms and both spacious quarters were taxed to their utmost. The decorations of both places were on a scale commensurate with the famed generosity and hospitality of Tonopah lodge No. 1062, whose magnificent electric monogram was reproduced on the souvenir programs in a beautiful half tone engraving. On the reverse side appeared another half tone of the interior of the banquet hall with the clock standing at the significant eleven o'clock ready for the nightly toast.

The dancing hall was converted into a canopied bower with myriads of strands of varicolored maple leaves, flaming scarlet of autumn intermingled with mottled browns, sunshiny yellows and glistening greens. Fluffy, frowny mums, pink and gold, white and red, drooped and nodded from the many ropes of gay foliage. The central light was shadowed by an inverted bowl of green pampas plumes with great feathery fronds sustaining purple panicles of blooms drooping from the center that lent the Elks color touch to the decorations. Flags were most originally grouped in the corners and assembled on the orchestra platform. At intervals on the side walls great lacy pampas floated and swayed outward from a base of leaves and chrysanthemums that extended from projections on the wall. The lights were tempered with red globes softening the glare and creating a radiance of color that was most artistic due to the skillful combinations achieved under the direction of that genius of mastery effort, Mr. Robert G. Pohl, who had devoted the greater part of the week to perfecting this dream of tropical splendor. The musicians' platform was hedged with palm trees and huge bowls of white lilies.

The prodigal use of flowers at the club house was evident long before reaching the building for the fragrance floated through the open doors and windows and wafted down the street for a block on either side suggesting the arrival of spring with its memories of other climes where the change of seasons is more emphasized by the riotous abandon of nature. But it was not alone the tropical luxuriance that appealed to the senses, for, intermingled with the sensuous balm of roses, aweet peas, lilacs, golden jonquils, opulent red tulips and delicate scented lilies were the heavier resinous odor of spruce and pine that breather of the north and its forest splendors. The banquet hall was a revelation. The ceiling was almost covered with huckleberry branches and roses of evergreen striding from a central point and touching the sides where they were met by branches of lilacs in purple and white. At each station was an immense jardiniere of tulips, jonquils and lilies. The tables were graced with vast vases filled with sweet peas, pink roses, luscious red roses, carnations, lilies and daffy down dillies, and each lady on entering received a magnificent bouquet. The tables were trimmed with smilax

and the men, under the master hand of Dewar and Hinkel was all that could appeal to a hearty appetite, consisting of cold meats, salads and relishes, winding up with ice cream and cake. The tables were so disposed that three hundred guests could be entertained at a single sitting and there was an utter absence of that rush and hurry that usually spoils the intermission of a popular dance. Everybody was well served and bountifully supplied without haste or excitement to detract from the excellent quality of the edibles. The dancing hall claimed attention for the first three hours of the celebration with a respite for the eleven o'clock toast. This was rendered by Mr. Frank Pittman who enjoined his brothers in daily life to turn a deaf ear to evil reports, to weigh justly false or evil and remember the motto to let the faults of mankind be written in sands and their good deeds be graven in stone. He further asked them to think of their absent brethren who had gone before, in spite of the gaiety and beauty of the scene with its touch of revelry and heartiness. In conclusion he said one is better, nobler and happier to forgive and forget. Then the members in a circle sang "Auld Lang Syne."

The Last Word in Gowns.

The costuming of the ladies was superb. A metropolitan scene could not have presented more up to date styles than were observed at the ball. Most of the ladies wore new creations of the modiste's art and nothing prettier has ever been seen in Tonopah.

Before going into details of dresses the following gentlemen deserve special mention as they appeared to the naked eye:

Dr. Grigby wore a ring, a magnificent blue thing, maybe green and some other thing.

Hugh Herd, a baseball fan, a short dark man, athletic.

Ernest Hall, tall and thin, some fine muskies.

J. T. Garner, sort of A. B. C. Darian tastes.

Lowell Daniels, Cupid, plump and blonde.

I. F. Davis, specialty a butterfly dancer.

Ivan Arnold, vivacious with dreamy brown eyes.

C. R. Olson, pretty Norse coloring. Ed Malley, prince of the club.

Robert G. Pohl, of the artistic eye. Kenneth Booth, modest as a violet.

W. M. Grimes, jovial, so jovial. Ross Condon, quiet, sedate.

P. N. Jones, beautiful figure, stunning in evening dress.

M. H. W. Hutton, dear little kid. F. H. Penn, tall and blonde beauty.

J. J. McQuillan, laxy as a honey bee.

E. W. O'Connell, regular home man, domestic in his tastes.

There were others and others who were to be reserved to be in evidence. The ladies, however, came prominently forward and the following include some of the most artistic creations:

Mrs. Maurice J. Sullivan, coral pink satin, relieved with old gold and new clinging drapes; corsage of orchids.

Mrs. Ben Rotholz, oyster white crepe meteor Italian lace; corsage bouquet Jacqueminot roses.

Mrs. C. L. Richards, yellow and black chiffon with suggestions of coral velvet; gold rosebuds.

Mrs. P. E. Keeler, blue chiffon over pale yellow.

Mrs. C. R. Tarbell, rose poplin lace and button garniture, carnations.

Miss Adele Coons, deep blue silk pearls studded net peplum; strands of pear in coiffure.

Miss Josephine Warner, pink satin and val lace overfringe.

Mrs. W. M. Farris, white embroidered voile over blue; hand made roses, blue bandeau.

Misses Hilma and Jennie Magney, blue chiffon and pink roses.

Mrs. J. P. Rawson, pale green satin, crystal net garniture.

(Continued on page 3)

COLORED WOMAN IS SHOT DOWN IN STREET BY RIVAL IN LOVE AND RECEIVES FATAL WOUNDS

Actuated by jealousy Lizzie Woodfolk of Goldfield this morning shot and fatally wounded Lena Hamilton, as the latter was making her way to the depot to board the north bound train. The two principals in the affair are colored and according to the Woodfolk woman the act was committed as revenge for the loss of the affections of Billy Woods, also colored, whom she claims was engaged to marry her.

The Hamilton woman, who is a habitue of the restricted district, was shot twice, the first bullet entering her right knee and the second entering the abdomen. The latter bullet punctured the intestines and it is believed she cannot survive the injury. Four shots in all were fired, two going wild, and after the revolver was emptied the assailant started beating her prostrate rival over the head with the empty weapon. She had administered several blows before she was seized and placed under arrest.

The shooting occurred shortly after 8 o'clock this morning at the intersection of St. Patrick and Main St. near the depot. The Hamilton woman was walking to the depot, accompanied by two women companions, one known as "Little Bit," and the other Cora Whittington. "Little Bit" was walking in the lead and the Whittington and Hamilton women were together. The Woodfolk girl approached from the rear and without warning opened fire. The first shot went wild. Two more shots followed, one of which missed its mark, but the other found a fatal lodging place.

Hastening to the prostrate body the Woodfolk woman started beating the injured girl over the head with the revolver and had inflicted several blows before Andy Schutte, who was standing across the street, hastened to the scene and grabbed her about the waist, pinioning her arms to her side. J. C. Peck, deputy constable, who was at the depot, hurried to the scene of the shooting and arrived in time to pick up the revolver which the Woodfolk woman had dropped after being seized by Schutte. "Now, I am satisfied. If she dies I have accomplished my object," the woman is said to have exclaimed as she was taken away from the scene. She was hurried to the county jail where she will be held pending the outcome of the injuries inflicted upon her rival in love.

The injured woman was taken to the Miners hospital where she was placed on the operating table and Dr. McLeod probed for the bullets. Both leaden missiles were recovered, but it was doubtful at the noon hour that the woman could recover. Several friends of the two women it was learned that Woods intended leaving this morning for the east, while the Hamilton woman had announced she was going to Reno. The contemplated departure of the pair together is thought to have aroused the jealousy of the Woodfolk woman and resulted in the attempted murder.

ORE SHIPMENTS SHOW DECREASE FOR THE WEEK

TONNAGE AS SENT OUT FROM TONOPAH MINES HAS TOTAL OF 9444.

Ore shipments during the past week fell below the average, but 94 4 tons being sent to the mills by the various local mining companies. The estimated value of the shipments, as based on the actual gross milling values, is \$211,095.

The shipments were made as follows: Tonopah Mining company, 2750 tons; Belmont, 2434; Montana, Tonopah, 1025; Tonopah Extension, 1075; West End, 1025; MacNamara, 565; Jim Butler, 300; Midway, 50; North Star, 200.

TEMPERATURE REPORT.

Highest temperature yesterday, 70; a year ago, 50.

Lowest temperature last night 49; a year ago, 32.

eral intestines were severed by the course of the bullet, which makes her condition dangerous.

The Woodfolk woman formerly resided in Tonopah and was employed as a cook by a local family. The family moved to Goldfield six months ago and the woman accomplished them. She declared this morning, after her arrest that jealousy prompted her actions but she was sorry for the deed and expressed the hope that the injured woman would survive.

"I have been engaged to marry Billy Woods for over a year," declared the woman after being removed to the jail, "but recently this other woman won his affections. When I learned of this condition I came to Tonopah and asked Woods to return to me \$125 which he had borrowed. I came over from Goldfield Sunday and spent two days here, during which time I asked for the return of my money. Thursday I telephoned to Woods and he said he was coming over to Goldfield Friday morning. He failed to appear and yesterday afternoon I started for this city. I asked an automobile driver to bring me over, but he refused. So I walked out on the road for several miles until a passing machine overtook me. I asked for a ride and offered to pay for the trip, but the driver would take no pay, although he gave me the ride. I started looking for Woods and was unable to find him.

"This morning I met the Hamilton woman at her room and told her that I had heard she was going away with Woods and then I wished her luck. I also told her that Woods and I had been engaged to be married for a year and she replied that I 'waited too long.'

"I am sorry that I shot her and hope that she survives."

The woman declared that the revolver, a .38 calibre Smith & Wesson, belonged to the family in which she was employed. She said she brought the weapon along as a matter of protection while crossing the desert. During the trip two shots were fired at coyotes, leaving four cartridges remaining in the chamber. This assertion was proved to be truthful for two empty chambers were found, while the cylinder contained four empty shells when the gun was examined.

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FIND DAUGHTER OF MILLIONAIRE NERVOUS WRECK

GIRL WHO ESCAPES FROM NEW JERSEY SANITARIUM IS FOUND IN BOSTON.

(By Associated Press) BOSTON, April 26.—Roman Borden, the seventeen year old daughter of Gail Borden, the millionaire condensed milk manufacturer, who escaped Wednesday from a New Jersey sanitarium, was found here today in a private residence, a nervous wreck. Two other girls who had been traveling with her were found, but the woman said to be the leader of the party escaped. The father took her home and friends said he would not prosecute the alleged kidnappers.

BELGIUM STRIKE IS VIRTUALLY ENDED

(By Associated Press) BRUSSELS, April 26.—Economists estimated that the strike loss would be twenty millions. The strike has been virtually ended.

PROMINENT MEN LOS ANGELES WILL GIVE EVIDENCE

MILLIONAIRE BIXBY SENDS WORD HE WILL APPEAR BEFORE GRAND JURY.

(By Associated Press)

LOS ANGELES, April 26.—Assistant District Attorney Ford announced today that when the grand jury resumes Monday on the white slave probe several prominent men besides George Bixby, who has agreed to appear, will testify. Bixby has not been located but sent word he would appear Monday. It is reported that the investigation will include the Vernon road house, alleged to harbor many girls.

PRIMARY LAW IN CALIFORNIA TO BE CHANGED

NONPARTISAN BALLOTS TO BE PROVIDED COUNTY AND TOWNSHIP ELECTIONS.

(By Associated Press)

SACRAMENTO, April 26.—Speaker Young's bill to amend the direct primary law so as to provide for nonpartisan ballots for county and township elections, was passed unanimously today by the lower house. The bill covers many minor changes in the present law, including a provision for the election from hold-over senatorial districts of delegates to state conventions. Heretofore hold-over senators appeared as delegates.

By consent of Senator Brown the reconsideration of the anti-prize fight bill was delayed until Monday.

The governor received a telegram from Congressman Kent congratulating him on the handling of the lands legislation. "The opinion here is universally with you, and may demand for foreign nations as to how we should regulate internal affairs to suit them, is hostile and impudent."

FARMERS URGE PASSAGE OF ANTI-ALIEN LAND BILL

RESOLUTION IS ADOPTED COMMENDING ACTIONS OF THE ADMINISTRATION.

(By Associated Press)

SACRAMENTO, April 26.—Governor Johnson and legislative leaders received today a resolution adopted by the Anti-Alien Land Owners league of northern San Joaquin county, urging the passage of the anti-alien land bill. The resolution commends the action of President Wilson and Bryan and approves the policy advocated by them.

BASEBALL GAME AT RECREATION PARK SUNDAY

The deciding game of the series between the Rotholz and Goldfield high school teams will be played at Recreation park tomorrow afternoon. The contest will undoubtedly prove a hard fought one as it will determine the championship honors, both teams having each secured one victory in two previous games. The game will be called at 2:30 o'clock sharp.

A store that advertises must be a store of values—"bargains"—or the advertising would not pay.

STATE BANK AND TRUST RECEIVER ASKS HEAVY DAMAGES ALLEGED FOR DEFAMATION OF CHARACTER

Tag! The Bonanza is "it." Balm for the wounded feelings and injured dignity is asked from the Bonanza by Frank L. Wildes to the extent of \$30,000.

For the first time in several years this publication is made the defendant in a libel suit. In the language of the poet it is "just one damn thing after another."

The suit was filed in the Carson district court, Judge Langan presiding. Tuesday and yesterday the papers reached this city, the service being made after this paper had gone to press.

The case will be watched with interest, not only by the residents of Nevada but by the entire population of this state for it comes as acclimax of the battle fought by the Bonanza in the interests of the depositors of the long defunct State Bank and Trust company. The Bonanza has long contended that the depositors' interests were not being protected by Receiver Wildes, and for entertaining this opinion Wildes asks that we contribute \$30,000 to his upkeep.

The idea! Thirty thousand plunks! Three years' salary, according to the handsome sum now allowed by Judge Langan to the receiver. The matter is hardly worth mentioning, for it is believed to be the smallest libel suit ever filed in this state. Several \$50,000 suits have been directed in the past against the Bonanza, but to make a reduction to \$30,000 is appalling. It is ridiculous. Why be a piker for a mere \$20,000.

Wildes insists that the Bonanza is guilty of defamation of character. Wow! Readers with cracked lips should read no further.

The alleged act of violence that wounded the reputation of Wildes was supposed to have been committed on March 12, when an editorial appeared in which it was declared that Wildes appears to have committed perjury. This was in relation to his statement to the Carson court that he had "devoted his entire time" to the work of the receiver's office, and the subsequent disclosure that he had drawn salary from the state as deputy state treasurer for sixteen or eighteen months after being appointed to the receiver's office. The Bonanza contended that Wildes could not serve two masters at the same time, but the rebuke in the form of the libel suit makes it appear that Wildes is of the opinion that he can serve two masters without committing perjury.

The complaint in its entirety, omitting the title of the court and cause, is given herewith as received yesterday:

"The plaintiff complains of the defendants, and for cause of action alleges:

"That the defendant Tonopah Publishing Company is, and at all times herein mentioned was, a corporation organized and existing under and by virtue of the laws of the state of Nevada; and is and was at said times engaged in the business of publishing at Tonopah, Nye county, Nevada, a newspaper known as 'The Tonopah Daily Bonanza.'"

That at all times herein mentioned the defendant, W. W. Booth, was the editor and manager of said newspaper.

That on or about the 18th day of May, 1908, by the district court of the First Judicial district of the state of Nevada, in and for the county of Ormsby, in that certain action then and there pending in said court in which the state of Nevada, on the relation of John Sparks, et al., was plaintiff, and the State Bank and Trust company, a corporation organized and existing under and by virtue of the laws of the state of Nevada, et al., were defendants, the plaintiff herein was duly and regularly appointed receiver of the said State Bank and Trust company; that thereafter the plaintiff filed his bond in said court and cause, took the oath of office of such receiver, and entered upon the discharge of his duties as such receiver; that the plain-

tiff ever since said appointment has been, and now is, the duly appointed, qualified and acting receiver of the said State Bank and Trust company; that during all of said time the plaintiff has honestly, properly, energetically and lawfully conducted the affairs of said receivership and has applied to the same his entire time except when incapacitated by illness.

"That on or about the 12th day of March, 1913, at Tonopah, Nevada, the defendants did, wrongfully and with malice, publish and cause and procure to be published in said newspaper of and concerning the plaintiff herein the following words:

"RECALL OR IMPEACH."

"Perjury on the part of Frank L. Wildes, receiver of the State Bank and Trust company, and also on the part of District Judge Frank Langan, appears to have been committed, according to the startling evidence placed before the assembly yesterday by Assemblyman Keiffer of Tonopah. Wildes declares that he had devoted his entire time to the conducting the affairs of the receiver's office when asked for an order allowing him \$10,000 yearly salary, and the court in ruling also declared that the sum of \$10,000 appeared reasonable as the entire time of the receiver was occupied in the performance of his duties."

"What a farce!"

"The startling discovery that Wildes had drawn a salary of \$16,000 monthly for 16 months from the state, after his appointment as receiver of the defunct bank, comes as a fitting climax to the disgraceful condition that has long been tolerated. Wildes drew a salary from both the state and from the bank. He could not serve two masters at the same time, nor could he have earned the salary received from the state if, according to his statement and also the statement of Judge Langan, that 'he devoted his entire time to the bank receivership.'"

"Judge Langan committed a breach of public trust in allowing such a salary to his appointee while said appointee was under salary to the state, and it should be the duty of Langan to immediately submit a ruling rescinding his former order. In addition, it should be the duty of the court to immediately remove Wildes from the office he now holds, and in his stead appoint a man whose honesty and integrity is not doubted."

"The immediate recall of Judge Langan, or his impeachment, should follow as soon as the law will permit such action. The Bonanza contends that Judge Langan is not a fit person to occupy the bench of a district court, for by the disclosures as made yesterday, his inability to protect the depositors is clearly shown. It is within the power of the legislature to impeach Langan, and this action should be taken without delay. Furthermore the impeachment of the jurist should precede the appointment of a successor to Wildes, for by this action the depositors can only be assured of a receiver who will protect their interests."

"Judge Langan has not performed his duty in a manner that would protect the interests of the defunct bank's creditors. Had he done so he would have ordered the initial report of Wildes forwarded to the depositors, instead of being destroyed after being printed. The court knows of the disappearance of the reports for the matter has been given publicity, not only in the Bonanza, but in the Goldfield Tribune and also the Reno Journal in addition to other state papers. The matter has been discussed broadcast. It is common talk all over the state. And yet Judge Langan has remained inactive."

"Whatever the motive may be that lies behind the inactivity of

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